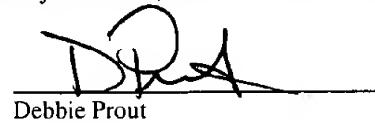




#26
B. Webb
1/23/04

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as first class mail in an envelope addressed to Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 9, 2004..



Debbie Prout

Applicant : Michael Kraus, et al.
Application No. : 09/603,812
Filed : June 26, 2000
Title : ELECTROMEDICAL IMPLANT

Grp./Div. : 3762
Examiner : George Robert Evanisko

Docket No. : 39732/DBP/E43

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TECHNOLOGY CENTER R3700

INFORMATION DISCLOSURE STATEMENT AND CERTIFICATION UNDER § 1.97(e)(1)

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Post Office Box 7068
Pasadena, CA 91109-7068
January 9, 2004

Commissioner:

In compliance with the duty of disclosure under 37 CFR §§ 1.56, 1.97 and 1.98, and in accordance with the provisions in the Manual of Patent Examining Procedure §§ 609 and 707.05(b), enclosed is FORM PTO\SB\08A\B with a listing of references that are known to applicant. Copies of each of the listed references are enclosed.

It is respectfully requested that these references be considered in the examination of this application and identified on the list of references cited on the patent issuing on this application. Applicant also requests that an initialed copy of said FORM PTO\SB\08A\B be entered in the application file and returned to applicant with the next communication from the Office in accordance with MPEP § 609.

Applicant's undersigned attorney hereby certifies, in accordance 37 CFR § 1.97(e)(1), that each item of information contained in the information disclosure statement was first cited in any

Application No. 09/603,812

communication from a foreign patent office in a counterpart foreign application not more than three months prior to the filing of the information disclosure statement.

Respectfully submitted,

CHRISTIE, PARKER & HALE, LLP

By D. Bruce Prout
D. Bruce Prout
Reg. No. 20,958
626/795-9900

DBP/djp

Enclosures: PTO\SB\08A\B w/references

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<p>FORM PTO/SB/08A/B (10-01) Substitute for PTO-1449A/B</p> <p>INFORMATION Disclosure TRADEMARK</p> <p>STATEMENT BY APPLICANT</p> <p>(use as many sheets as necessary)</p>	Attorney Docket Number	39732/DBP/E43
	Application Number	09/603,812
	Filing Date	June 26, 2000
	Applicant(s)	Michael Kraus, et al.
	Group Art Unit	3762
	Examiner Name	George Robert Evanisko

U.S. PATENT DOCUMENTS				
EXAMINER INITIALS	Cite No. ¹	DOCUMENT NUMBER Number - Kind Code ² (If Known)	PUBLICATION DATE MM-DD-YYYY	NAME OF PATENTEE
		4,166,470	09-04-1979	Neumann
		5,702,431	12-30-1997	Wang et al
		5,735,887	04-07-1998	Barreras, Sr., et al
		5,999,857	12-7-1999	Weijand et al

FOREIGN PATENT DOCUMENTS				
EXAMINER INITIALS	Cite No. ¹	Foreign Patent Document Country Code ³ - Number ⁴ - Kind Code ⁵ (If Known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document
		WO91/16696	10-31-1991	Silvian

OTHER DOCUMENTS		
EXAMINER INITIALS	Cite No. ¹	Include name of the author (in CAPITAL LETTERS), title of the article, title of the item (book, magazine, journal, serial, symposium, catalog, etc.), date, page(s), volume-issue number(s), publisher, city and/or country where published.
		Corresponding European Patent Office search report, dated December 4, 2003, for Application No. 00250200.3

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EXAMINER SIGNATURE		DATE CONSIDERED	
<p>EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant. ¹Applicant's unique citation designation number (optional). ²See Kinds Codes of USPTO Patent Documents at www.pto.gov or MPEP 901.4. ³Enter Office that issued the document, by the two-letter code (WIPO standard ST.3). ⁴For Japanese patent documents, the indication of the year of the reign of the Emperor must precede the serial number of the patent document. ⁵Kind of document by the appropriate symbols as indicated on the document under WIPO Standard ST.16 if possible. ⁶Applicant is to place a check mark here if English Language Translation is attached.</p>			

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